

IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF ALABAMA

RECEIVED

ALOYSIUS THADDEUS HENRY.

Full name and prison number
of plaintiff(s)

v.

MAYOR, BOBBIE BRIGHT. CHIEF OF POL-

ICE, AUTHOR BALEY, OFFICER, K. D. BOW-

ENS, OFFICER, REEVES, DET, N. T. BUCE,

SHERIFF, D. T. MARSHALL, JUDGE, LYNN C.

BRIGHT, JUDGE, CHARLES PRICE.

ATTORNEY, ANTHONY TODD CARTER,

ATTORNEY, DEBRA HOLLIS, ATTORNEY,

ANNA COOK. et, al.,.

DEFENDANTS, ET, AL.,.

I. PREVIOUS LAWSUITS

- A. Have you begun other lawsuits in state or federal court dealing with the same or similar facts involved in this action? YES () NO (XXX)
- B. Have you begun other lawsuits in state or federal court relating to your imprisonment? YES () NO (XX)
- C. If your answer to A or B is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff(s) N/A

N/A

Defendant(s) N/A

N/A

2. Court (if federal court, name the district; if state court, name the county) N/A

N/A

DEBRA P. HACKETT, CLK
U.S. DISTRICT COURT
MIDDLE DISTRICT, ALA.

CIVIL ACTION NO. 2:07-cv-851-MHT
(To be supplied by Clerk of
U.S. District Court)

3. Docket number N/A
4. Name of judge to whom case was assigned N/A
N/A
5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?) N/A
N/A
6. Approximate date of filing lawsuit N/A
7. Approximate date of disposition N/A

II. PLACE OF PRESENT CONFINEMENT STATON CORRECTIONAL FACILITY.
P.O. BOX 56 ELMORE, ALABAMA 36025. DORM-C2-11-B
PLACE OF INSTITUTION WHERE INCIDENT OCCURRED N/A
N/A

III. NAME AND ADDRESS OF INDIVIDUAL(S) YOU ALLEGE VIOLATED YOUR CONSTITUTIONAL RIGHTS.

NAME

ADDRESS

1. ~~MAYOR, BOBBIE BRIGHT. MONTGOMERY COUNTY CITY HALL, MONT, ALA 36104.~~
2. ~~CHIEF OF POLICE. AUTHOR BALEY. MONTGOMERY CITY POLICE DEPT. RIPLEY, ST MONT, ALA 36104.~~
3. ~~OFFICER, K.D. BOWENS, AND OFFICER, REEVES, AND DET. N.T. BUGE. MONT, CITY POLICE DEPT, RIPLEY ST. MONT, ALA 36104.~~
4. ~~SHERIFF, D.T. MARSHALL, 251 S. LAWRENCE ST. MONT, ALA 36104. LYNN C. BRIGHT AND JUDGE, CHARLES PRICE. 251 S. LAWRENCE ST. MONT, ALA 36104. ANTHONY TOD~~
5. ~~CARTER. 621 SOUTH HULL ST. MONT, ALA 36104. DEBRA HOLLIS, 300 WARTER ST, SUIT~~
6. ~~214 MONT, ALA 36104. ANNA COOK, P.O. BOX 70055 MONT, ALA 36107.~~

IV. THE DATE UPON WHICH SAID VIOLATION OCCURRED 9/12/05

V. STATE BRIEFLY THE GROUNDS ON WHICH YOU BASE YOUR ALLEGATION THAT YOUR CONSTITUTIONAL RIGHTS ARE BEING VIOLATED:

GROUND ONE: I WAS ILLEGALLY ARRESTED WITH A COMPLAINT THAT HAD ANOTHER PERSON'S NAME ON IT, (DONNA TEETER) WHERE THE COMPLAINT WAS NOT SIGNED BY A WARRANT CLERK OR BY A JUDGE OR MAGISTRATE. WHICH VIOLATED BY CONSTITUTIONAL RIGHTS TO BE FREE FROM A WRONGFULL ARREST.

STATE BRIEFLY THE FACTS WHICH SUPPORT THIS GROUND. (State as best you can the time, place and manner and person involved.)

~~I WAS ARRESTED BY TWO OFFICERS, K.D. BOWENS AND REEVES, WHERE THE COMPLAINT AND THE AFFIDAVIT WAS NOT SIGNED BY OR INTIALED BY A JUDGE OR A WARRANT CLERK' OR A MAGRISTRATE. WERE THE COMPLAINT HAD ANOTHER PERSONS NAME ON IT (DONNA TEETER, AND IT WAS DATED FOR NOVEMBER OF 2004. WITH ANOTHER WARRANT NUMBER ON IT WHICH WAS SCRACHED THREW AND THE PLAINTIFF'S NAME WAS PLACED ON THE COMPLAINT. THEN THE PLAINTIFF FILED FOR A PRELIMINARY HEARING ON THE 12/5/04. WERE THE HEARING WAS NOT GIVEN UNTIL THE 1/27/05. PAST THE TIME AS OF THE RULES OF COURT UNDER 5.1(a) WHERE A MOTION WAS PRESENTED TO DISMISS AND THE JUDGE LYNN C. BRIGHT~~
GROUND TWO:


WOULD NOT HONOR THE MOTION AS OF THE RULES OF COURT, WHICH CLEARLY VIOLATED THE EQUAL PROTECTION RIGHTS OF THE PLAINTIFF, AND VIOLATED THE CONSTITUTIONAL RIGHTS. THEN ATTORNEYS ANTHONY TODD CARTER, AND DEBRA HOLLIS WAS APPOINTED TO BY THE COURTS, WHERE BOTH ATTORNEYS GOT OFF THE PLAINTIFFS CASE WITHOUT FILING ANY FORMAL MOTIONS AS OF THE RULES OF COURT UNDER 6.2(c) WHICH VIOLATED THE RIGHTS OF THE PLAINTIFF, AND VIOLATED DUE-PROCESS AND PERJURED THE PLAINTIFF TO HAVING A FAIR TRIAL, ANNA COOK WAS THE ONE WHO DEFEND'D THE PLAINTIFF, BUT NOTHING IN THE RECORD SHOW'S THAT SHE WAS EVER APPOINTED BY THE COURTS, THIS IS A CLEAR VIOLATION OF THE PLAINTIFFS RIGHTS TO HAVING A FAIR TRIAL, AND IT HAS CAUSE'D SERIOUS INJURY, WHILE THE NAMED DEFENDANTS WERE ACTING UNDER COLOR OF STATE LAW KNOWING TO DEPRIVE THE PLAINTIFF OF HIS RIGHTS SECURED BY THE

GROUND THREE:
CONSTITUTION OF THE UNITED STATES TO DEPRIVE A CITIZEN OF HIS LIBERTY KNOWING WHILE ACTING UNDER COLOR OF STATE LAW, JUDGE, CHARLES PRICE KNEW THREW LETTERS AND DOCUMENT OF THE VIOLATION BUT FAILED TO CORRECT THEM, THEREFORE HE ALSO

SUPPORTING FACTS:
CAN BE HELD LIABLE WHILE ACTING UNDER COLOR OF STATE LAW. TO VIOLATE THE RIGHT OF THE PLAINTIFF. **TO DEPRIVE A CITIZEN OF THEIR RIGHTS WHICH ARE SECURED BY THE CONSTITUTION OF THE UNITED STATES AND KNOWLY VIOLATE THE EQUAL PROTECTION OF THE LAW WHILE ACTING UNDER COLOR OF STATE LAW(S) THAT ARE OWED TO A CITIZEN, WHERE THE DEFENDANTS HAVE NOT FOLLOWED THE RULES OF COURT AT ALL CAN BE HELD LIBILE WHILE UNDER COLOR OF STATE LAW CLEARLY VIOLATED THE PLAINTIFFS RIGHTS SECURED BY THE UNITED STATES AS A CITIZEN IN DEALING WITH A CRIMINAL PROCEEDING.**

VI. STATE BRIEFLY EXACTLY WHAT YOU WANT THE COURT TO DO FOR YOU.
MAKE NO LEGAL ARGUMENT. CITE NO CASES OR STATUTES.

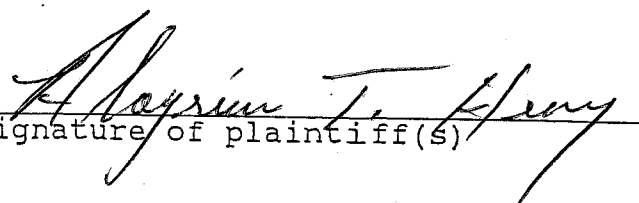
~~PUNITIVE DAMAGES IN THE AMOUNT OF \$25,000,000 FROM EACH DEFENDANT JOINTLY AND
SEVERALLY. AND \$20,000,000. COMPENSATORY DAMAGES FROM EACH DEFENDANT JOINTLY
AND SEVERALLY. A TRIAL BY JURY AND COST IN THE SUIT AND ANY ADDITIONAL RELIEF
THE COURTS SEE FIT OR JUST IN THIS CAUSE OF ACTION.~~


Signature of plaintiff(s)

I declare under penalty of perjury that the foregoing is true
and correct.

EXECUTED on

9/10/07
(Date)


Signature of plaintiff(s)

" AFFIDAVIT "

COMES NOW I MICHAEL ANTHONY WHALEY
 STATES AS OF THE TRUTH IN THIS MATTER. That on
 December 2, 2004, at NO TIME Did MR. Aloysius
 Thaddeus Henry, B/M Robbed me at The Speedy's
 Service Station, I Told A Lie which caused
 him To be arrested Wrongfully and Illegally. This
 NEVER HAPPEN where I have A Drug Problem and
 I clearly Lied on him. This is To Retract any
 Statement earlier given To Police, OR Detectives.
 This Man NEVER Robbed me at all, For The \$800 I Spent
 It on Dope in Smiley Court as he stated I did on 12-2-04.
 Done on this The 22nd day OF December 2006.

Alleged victim: Michael A. Whaley
 Michael ANTHONY WHALEY

Sworn To under The Penalty OF Perjury:
 I Make This Statement and AFFIDAVIT, where I have NEVER been
 Threaten, OR Made To Sign anything This is ON MY OWN Free
 Will..

Witness: 249921 STEPHANIE K.
 HAMPTON

Alleged victim: Michael A. Whaley

NOTARY Guthrie M. Butler

MY COMMISSION EXPIRES 12-15-2009

AFFIDAVIT

Comes now, I MICHAEL ANTHONY Whaley States
 Under The Penalty OF Perjury. That on December, 2nd 2004,
At NO Time Did Aloysius Thaddeus HENRY, B/M
 Robb me at The Speedy's Service Station at 1175 W. South
 Blvd. Montgomery, Alabama 36108. I Told A Lie, which
 has caused him to be Arrested Wrongfully and Illegally.
 This Robbery Never has happen, where I have A Drug Problem
 and I clearly Lied on him. I would like To Retract any,
 and all Statements That I have ever given To The
 Police, OR The Detectives with The Montgomery Police Department.
 Aloysius Thaddeus Henry, Never Robbed me at all I Spent The
 \$800 on Drugs in Smiley Court Just As The Accused Stated
 That I did on December, 2nd 2004.
 I'm Making This Statement, and Affidavit, where I have Not been
 Threaten OR Made to Sign anything. This comes on MY own Free
 Will as OF The Truth in This Matter where Mr. Henry should be Released
 From Prison he never Robb me at all I clearly Lied..

Alleged Victim Michael A. Whaley 249549
 MICHAEL ANTHONY Whaley;

Sworn to and Subscribed before me
 this 24th day of December 2006

NOTARY Cynthia M. Butler

MY commission expires 12-15-2009

Witness: 249421 STEFRANIO K. HAMPTON

Platycodon grandiflorus

[illegible]